

JOURNAL OF THE ASSEMBLY [February 25, 1981]

STATE OF WISCONSIN

Assembly Journal

Eighty-Fifth Regular Session

WEDNESDAY, February 25, 1981.

The chief clerk makes the following entries under the above date:

AMENDMENTS OFFERED

Assembly substitute amendment 1 to **Assembly Bill 15** offered by Representatives Gerlach, Wagner, Thompson, Norquist, Knox and R. Travis, by request of Department of Regulation and Licensing, Wisconsin Realtors Association and Real Estate Examining Board.

Assembly substitute amendment 1 to **Assembly Bill 33** offered by Representative Hopkins.

Assembly amendment 1 to **Assembly Bill 34** offered by Representative Hopkins.

INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

Assembly Resolution 12

Condemning racial discrimination policies of the South African government and the trade mission to that country.

By Representatives Coggs, Becker, Williams, Norquist, Shoemaker, Munts, Miller, Broydrick, Czarnezki, Leopold, Neubauer, Flintrop, Fischer, Kirby, Metz, Duren, Plous, Tesmer, Barry, Smith, Lee, Crawford, Everson, Loftus, Medinger and Ulichny.

To committee on Aging, Women and Minorities.

Assembly Joint Resolution 27

Relating to nonuniform taxation of the homestead property of residents aged 65 or older (first consideration).

By Representatives Menos, Kincaid, Swoboda, Barczak and Paulson, co-sponsored by Senator Roshell.

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To committee on Revenue.

Assembly Bill 166

Relating to cutting, removing and transporting firewood and revising penalties.

By Representatives Vanderperren, Hephner, Kincaid, Matty, Swoboda, Byers, Dilweg, Bradley, Conradt, Hasenohrl, Schneider, Andrea, Thompson, Barry, Smith, Helbach, Lewison, Everson, Wagner, Potter, McEwen, Prosser, Larson, Tregoning, McEssy and Paulson, co-sponsored by Senators Van Sistine and Thompson.

To committee on Judiciary.

Assembly Bill 167

Relating to establishing enterprise zones and creating income tax benefits and other benefits in respect to them and granting rule-making authority.

By Representatives Ellis, Barczak, Donoghue, Ladwig, Otte, R. Travis, Stitt, Matty, Nelsen, Robinson, Potter, Bradley, Thompson, Young, Byers, Paulson, Conradt, Dilweg, Schneiders, Lee, Becker, Flintrop, Kunicki, Porter, Lewison, Harer, McEssy and Shabaz, co-sponsored by Senators Opitz, Goyke, Hanaway, Moody, Kreul, Roshell, Engeleiter, Chilsen, Berger and Harsdorf.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 168

Relating to the taxation of the gain on the sale of a principal residence when the new residence is outside the state.

By Representatives Barry, Helbach and Fischer.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 169

Relating to special inspection warrants.

By Representatives Plewa, Thompson, Potter and Robinson, co-sponsored by Senators Frank and Hanaway, by request of Attorney General Bronson C. La Follette.

To committee on Criminal Justice and Public Safety.

Assembly Bill 170

Relating to various accounting examining board revisions and providing penalties.

By Representatives Otte, Plewa, Vanderperren, Behnke, Roberts, Byers, Johnson, Thompson, Norquist, DeLong, Kirby, Porter and Knox, co-sponsored by Senators Berger, George, Chilsen, Frank, Engeleiter, Braun and Bidwell.

To committee on State Affairs.

Assembly Bill 171

Relating to the date when sales tax payments become delinquent.

By Representatives Donoghue, Vanderperren, R. Travis, Hauke, Porter, Shoemaker, Hopkins, Behnke, Swoboda, Andrea, Larson, Byers, Dilweg, Klicka, Schmidt, Merkt, McEwen, Paulson, Berndt, Harer, DeLong, Goodrich, Barczak, Miller, Ulichny, Plous, Kunicki, Williams, Helbach, Wood, Dorff, Fischer, Flintrop, Kincaid, Menos and Potter, co-sponsored by Senator Krueger.

To committee on Revenue.

Assembly Bill 172

Relating to a sales tax exemption for goods sold to bona fide veterans' organizations operating as homes for the retreat or asylum of needy veterans.

By Representatives Donoghue, Menos, Vanderperren, Hauke, Andrea, Hopkins, Larson, Byers, Schneiders, Klicka, Young, Stitt, Panzer, Schmidt, Merkt, Laatsch, R. Travis, Prosser, McEwen, Paulson, Harer, Quackenbush, Porter, DeLong, Barczak, Behnke, Kunicki, Williams, Helbach, Wood, Dorff, Duren, Wagner, Fischer, Flintrop, Shoemaker, Kincaid, Swoboda and Potter, co-sponsored by Senator Krueger.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 173

Relating to marriage licenses and duties of county clerks.

By Representatives Broydrick, Plewa, Czarnezki and Kunicki, co-sponsored by Senators Moody, George and Berger, by request of Milwaukee County.

To committee on State Affairs.

Assembly Bill 174

Relating to permitting the chairperson of a county board to designate a member of the county emergency government committee as its chairperson.

By Representatives Crawford and Kunicki, co-sponsored by Senators Berger and Moody, by request of Milwaukee County.

To committee on Local Affairs.

Assembly Bill 175

Relating to disposal of an aborted fetus and providing a penalty.

By Representatives Behnke, Hephner, Jackamonis, Otte, Andrea, Dorff, Duren, Kincaid, Rogers, Plewa, Swoboda, Menos, Wood, Gerlach, Young, Matty, Vanderperren, Klicka and Prosser, co-sponsored by Senators Berger, Moody and Frank.

To committee on Health and Human Services.

Assembly Bill 176

Relating to creation of a Wisconsin congressional campaign fund, providing penalties and making appropriations.

By Representatives Broydrick and Jackamonis, co-sponsored by Senator Adelman.

To committee on Elections.

Assembly Bill 177

Relating to the retailers' deduction for collecting the sales tax.

By Representatives Loftus, Hasenohrl, Coggs, Swoboda, Byers, Vanderperren, Menos, Kincaid, Helbach, Ellis, Potter, Plewa, Gerlach, Ulichny, Thompson, Neubauer, Laatsch, Rutkowski, Otte, Robertson, Duren, Andrea, Behnke, Smith, Becker, Schneider, Wood, Dorff, Murray, Looby, Wagner, Holschbach, Larson, McEwen, Medinger, Crawford, Plous, Metz, Roberts, Everson, Williams, Fischer, Tuczynski, Quackenbush, Stitt, Shoemaker, Rooney, Flintrop, Merkt, Jaronitzky and Radtke, co-sponsored by Senators Roshell, Opitz, Frank, Johnston, Moody, Berger, Braun and Lorge.

To committee on Small Business and Economic Development.

Assembly Bill 178

Relating to payment of contractors under public works contracts.

By Representatives Plewa, Barczak, Rooney, Smith, Vanderperren, Dilweg, Leopold, Young, Ladwig, Porter, Conradt, Quackenbush, Roberts, Larson, Wagner, Barry and R. Travis, co-sponsored by Senators Roshell, Goyke and Maurer.

To committee on State Affairs.

Assembly Bill 179

Relating to testing for violations of the fair housing law and imposing penalties.

By Representatives Coggs and Broydrick, co-sponsored by Senator George.

To committee on Aging, Women and Minorities.

Assembly Bill 180

Relating to state aid for school integration, granting rule-making authority and making an appropriation.

By Representatives Coggs, Clarenbach and Becker.

To committee on Education.

Assembly Bill 181

Relating to determining sentence credit for convicted offenders.

By Representatives Coggs, Williams and Becker, co-sponsored by Senators Braun and George.

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To committee on Criminal Justice and Public Safety.

Assembly Bill 182

Relating to moving condemned dwellings or other buildings rather than razing them.

By Representatives Becker, Coggs, Leopold, Williams, Broydrick and Ulichny, co-sponsored by Senators Braun and George.

To committee on Local Affairs.

Assembly Bill 183

Relating to discontinuance of the right of tenure for faculty members employed in the university of Wisconsin system.

By Representatives Coggs and Leopold.

To committee on Education.

Assembly Bill 184

Relating to fees for parking vehicles overnight on streets and highways in 1st class cities.

By Representatives Coggs, Leopold, Williams, Becker and Broydrick, co-sponsored by Senators George and Berger.

To committee on Urban Affairs and Housing.

Assembly Bill 185

Relating to renewals of certificates and licenses to teach and granting rule-making authority.

By Representatives Coggs, Leopold, Williams and Becker.

To committee on Education.

Assembly Bill 186

Relating to prohibiting racial discrimination by real estate brokers and salespersons and providing a penalty.

By Representatives Coggs, Leopold, Williams, Becker, Broydrick and Ulichny, co-sponsored by Senators Braun and George.

To committee on Aging, Women and Minorities.

Assembly Bill 187

Relating to making probation available in all criminal cases.

By Representatives Coggs and Becker, co-sponsored by Senators Braun and George.

To committee on Criminal Justice and Public Safety.

Assembly Bill 188

Relating to prison leaves to attend funerals.

By Representatives Coggs, Williams, Becker and Plous, co-sponsored by Senators Braun and George.

To committee on Criminal Justice and Public Safety.

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Assembly Bill 189

Relating to removing all authority to wiretap and making evidence obtained by a wiretap inadmissible in all actions and special proceedings.

By Representatives Coggs, Williams, Clarenbach, Becker and Ulichny, co-sponsored by Senator George.

To committee on Criminal Justice and Public Safety.

Assembly Bill 190

Relating to giving the attorney general the power to investigate a civil rights violation, file a complaint or intervene in a private suit.

By Representatives Coggs, Broydrick and Becker, co-sponsored by Senators George and Moody.

To committee on Aging, Women and Minorities.

Assembly Bill 191

Relating to the length of sentences to be served by parolees returned to prison.

By Representatives Coggs and Becker, co-sponsored by Senator George.

To committee on Criminal Justice and Public Safety.

Assembly Bill 192

Relating to requiring a jury at an inquest if the death involved a law enforcement officer and the use of a firearm.

By Representatives Coggs and Becker, co-sponsored by Senator George.

To committee on Criminal Justice and Public Safety.

Assembly Bill 193

Relating to requiring insurers and savings and loan associations to invest in municipalities.

By Representatives Coggs, Becker and Broydrick, co-sponsored by Senators Braun, George and Berger.

To committee on Consumer and Commercial Credit.

Assembly Bill 194

Relating to making the birthdates of Martin Luther King, Jr. and Malcolm X legal holidays.

By Representatives Coggs, Leopold, Williams, Becker, Clarenbach and Ulichny, co-sponsored by Senator George.

To committee on State Affairs.

Assembly Bill 195

Relating to eligibility for senior citizen recreation cards.

By Representative Coggs, co-sponsored by Senator George.

To committee on Aging, Women and Minorities.

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Assembly Bill 196

Relating to eligibility for recreation cards.

By Representatives Coggs, Leopold, Williams, Plous and Broydrick, co-sponsored by Senator George.

To committee on Aging, Women and Minorities.

Assembly Bill 197

Relating to providing state aid to local rat control programs, granting rule-making authority and making an appropriation.

By Representatives Coggs, Broydrick and Becker.

To committee on Health and Human Services.

Assembly Bill 198

Relating to prohibiting the use of a driver's license as security and providing a penalty.

By Representatives Coggs, Leopold and Williams.

To committee on Commerce and Consumer Affairs.

Assembly Bill 199

Relating to authorizing grants for a metropolitan veterans' service center and making an appropriation.

By Representatives Coggs, Leopold, Williams, Broydrick and Becker.

To committee on Veterans and Military Affairs.

Assembly Bill 200

Relating to rate schedules of certain public utilities.

By Representatives Coggs, Becker and Broydrick.

To committee on Energy.

Assembly Bill 201

Relating to courses required in public schools.

By Representatives Coggs, Leopold, Williams and Broydrick.

To committee on Education.

Assembly Bill 202

Relating to requiring racial impact statements on certain actions by the department of public instruction and public school boards affecting racial balances within and between school districts.

By Representatives Coggs, Leopold, Williams and Becker.

To committee on Education.

Assembly Bill 203

Relating to development of plans by school districts to prevent, eliminate or reduce excessive racial imbalance in the schools.

By Representatives Coggs, Leopold, Williams and Becker.

To committee on Education.

Assembly Bill 204

Relating to guaranteeing equal educational opportunities in public schools, creating a council on equal educational opportunities and granting rule-making authority.

By Representatives Coggs, Leopold, Williams, Becker and Clarenbach, co-sponsored by Senator Braun.

To committee on Education.

Assembly Bill 205

Relating to establishing pupil minimum competency examinations in public schools.

By Representatives Loftus, Jackamonis, Thompson, Vanderperren, Ulichny, Broydrick, Becker, Wagner, Dilweg, Luckhardt, Shoemaker, Menos and Ladwig, co-sponsored by Senators Offner, Kleczka, Johnston, Berger, Moody, Hanaway, McCallum, Adelman, Harnisch, Cullen, Theno, Braun, Strohl, Maurer, Kreul, Chilsen and Frank.

To committee on Education.

Assembly Bill 206

Relating to a study of the possibility and potential of incinerating hazardous waste.

By Representatives Bradley, Conradt, Vanderperren, McEssy, Dorff, Duren, Johnson, Looby, McEwen, Goodrich and Byers, co-sponsored by Senators Goyke and Chilsen.

To committee on Environmental Resources.

Assembly Bill 207

Relating to parental notification prior to performing an abortion on an unemancipated minor.

By Representatives Hopkins, Hephner, Porter, Behnke, Conradt, Duren, Wood, Andrea, Lewison, Quackenbush, Ladwig, McEwen, Klicka, Paulson, Berndt, Schmidt, Tregoning, Laatsch, McEssy, Harer, Hauke, Rogers, Thompson and Stitt, co-sponsored by Senators Roshell, Harsdorf, Kreul and Opitz.

To committee on Children and Human Development.

Assembly Bill 208

Relating to tax free savings accounts for home purchases.

By Representatives Plewa, Helbach, Gerlach, Kirby, Potter, Kunicki and Crawford.

To Joint Survey Committee on Tax Exemptions.

Assembly Bill 209

Relating to penalties for causing great bodily harm to a restrained victim and increasing penalties.

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By Representatives Menos, Andrea, Swoboda, Murray, Kincaid, Shoemaker, Hauke, Klicka and Paulson, co-sponsored by Senators Frank, Roshell and Kreul.

To committee on Criminal Justice and Public Safety.

ADMINISTRATIVE RULES

Read and referred:

Assembly Clearinghouse Rule 80-176

Relating to licensure by examination and licensure by endorsement.

Submitted by Department of Regulation & Licensing.

To committee on Health and Human Services.

Referred on February 25, 1981.

Assembly Clearinghouse Rule 80-249

Relating to 1980 migratory bird hunting regulations.

Submitted by Department of Natural Resources.

To committee on Tourism and Recreation.

Referred on February 25, 1981.

COMMITTEE REPORTS

The committee on Excise and Fees reports and recommends:

Assembly Bill 19

Relating to permitting minors to enter premises licensed to sell beer and liquor to attend dances or to engage in marching or drilling.

Passage: Ayes: (6) Noes: (3)

To committee on Rules.

Assembly Bill 20

Relating to permitting counties to adopt ordinances regulating the possession or procurement of beer and liquor by minors and the furnishing of intoxicants to minors.

Passage: Ayes: (7) Noes: (2)

To committee on Rules.

Assembly Bill 86

Relating to allowing municipalities to issue either annual or biennial bartenders' licenses.

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**Passage: Ayes: (7) Noes: (2)
To committee on Rules.**

**EUGENE DORFF
Chairperson**

MESSAGE FROM THE SENATE

By Donald J. Schneider, chief clerk.

Mr. Speaker:

**I am directed to inform you that the senate has concurred in:
Assembly Joint Resolution 26**

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
Office of the Governor
Madison**

To the Honorable, the Assembly:

The following bill, originating in the assembly, has been approved, signed and deposited in the office of the Secretary of State:

Assembly Bill	Chapter No.	Date Approved
7 -----	4-----	February 20, 1981

**Respectfully submitted,
LEE SHERMAN DREYFUS
Governor**

COMMUNICATIONS

**State of Wisconsin
Department of State
Madison**

To Whom It May Concern:

Dear Sir: Acts, joint resolutions and resolutions, deposited in this office, have been numbered and published as follows:

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Bill, Jt. Res. or Res.	Enrolled No.	Publication date
Assembly Jt Res 1 -----	2 -----	Not published
Assembly Jt Res 2 -----	3 -----	Not published
Assembly Jt Res 3 -----	4 -----	Not published
Assembly Jt Res 4 -----	5 -----	Not published
Assembly Jt Res 5 -----	8 -----	February 23, 1981
Assembly Jt Res 13 -----	9 -----	February 23, 1981

VEL PHILLIPS
Secretary of State

The chief clerk reports the following proposals correctly enrolled:

Assembly Bill 7
Assembly Joint Resolution 5
Assembly Joint Resolution 13
Assembly Joint Resolution 21
Assembly Joint Resolution 26

DAVID KEDROWSKI
Chief Clerk

February 20, 1981

To: Speaker Ed Jackamonis
From: State Representative Dismas Becker
Re: Resignation from the committee on Local Affairs

Effective February 20, 1981, I would like to resign from the Assembly Committee on Local Affairs.

DISMAS BECKER
State Representative

February 20, 1981

Edward G. Jackamonis, Speaker
Office 211 West, State Capitol
Madison, WI 53702

Dear Mr. Speaker:

I wish to inform you that I am resigning my membership on the Assembly Committee on Small Business and Economic Development, effective Monday, February 23, 1981, because of the

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heavy demand on my available time required by the other four committees I now serve on.

Thank you for your kind consideration.

Respectfully,
GERVASE HEPHNER
State Representative

February 20, 1981

Representative Ed Jackamonis
Assembly Speaker
211 West, State Capitol
Madison, WI 53702

Dear Ed,

Effective immediately, I hereby resign from the Assembly Veterans and Military Affairs Committee and as Chairman of the Assembly Local Affairs Committee.

Sincerely,
MORDECAI LEE
State Representative

February 23, 1981

Edward Jackamonis
Assembly Speaker
Room 211-W., State Capitol
Madison, WI 53702

Dear Mr. Speaker:

Please be advised that as of today, I resign from the Committee on Transportation and the Committee on Government Operations. For the record, I will serve as Chairman of the Veterans and Military Affairs Committee, Co-Chairman of the State Supported Programs Study and Advisory Committee and as a member of the Small Business Committee and Highways Committee.

Very sincerely,
GUS MENOS
State Representative

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February 20, 1981

**Speaker Ed Jackamonis
211 W., Capitol
Madison, WI 53702**

Dear Speaker Jackamonis:

I would like to take this opportunity to inform you that I am resigning my appointment as Chairman of the Assembly Committee on Veterans and Military Affairs, and my membership on the Assembly Committee on Tourism and Recreation.

Thank you for your consideration.

**Sincerely,
THOMAS MURRAY
State Representative**

February 24, 1981

To: Edward Jackamonis, Speaker

Please accept my resignation as a member of the State Affairs Committee. I have requested membership on the Children and Human Development Committee and the meeting dates of these two groups were in conflict.

**Sincerely,
LOIS PLOUS
State Representative**

February 23, 1981

**Edward Jackamonis
Assembly Speaker
211 West, State Capitol
Madison, WI 53702**

Dear Ed:

I hereby resign as a member of the Assembly Committee on Elections.

**Sincerely,
CALVIN POTTER
State Representative**

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February 20, 1981

**Speaker Edward Jackamonis
211 West, State Capitol
Madison, WI 53702**

Dear Mr. Speaker:

Due to the many increased obligations of the committees and my legislative work, I must resign from the position of Vice-Chairperson of the Committee on Local Affairs.

**Sincerely,
JOHN ROBINSON
State Representative**

February 23, 1981

**Representative Edward Jackamonis
Room 211 West, State Capitol
Madison, WI 53702**

Dear Ed:

This is to inform you of my resignation as Vice-Chairman of the Joint Survey Committee on Retirement Systems, and the Retirement Research Committee. I would also like to resign as a member of the Committee on Government Operations.

Thank you.

**JAMES ROONEY
State Representative**

February 20, 1981

**Representative Ed Jackamonis
Speaker of the Assembly
211 West, State Capitol
Madison, WI 53702**

Dear Ed:

I hereby formally submit my resignation as a member of the Wisconsin State Building Commission.

The effective date of my resignation will be February 23, 1981.

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I appreciate the opportunity to have served on the Building Commission because I believe it has benefitted me both educationally and professionally.

**Sincerely,
MARLIN SCHNEIDER
State Representative**

January 28, 1981

**Speaker Ed Jackamonis
Room 211 West
State Capitol**

Dear Ed:

I must resign from the Highways Committee as the meetings conflict with my duties on the Revenue Committee.

**Sincerely,
BARBARA ULICHNY
State Representative**

February 20, 1981

**Ed Jackamonis
Assembly Speaker
State Capitol, 211-West
Madison, WI 53702**

Dear Ed:

Due to recent changes in committee assignments, I would like to resign my position as Chairman of the Transportation Committee, as well as my membership on this Committee.

I would also like to resign my memberships on the following committees; Highways, Rules and the Traffic Law Enforcement Council.

Thank you for your assistance.

**Sincerely,
WAYNE WOOD
State Representative**

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SPEAKER'S APPOINTMENTS

February 20, 1981

Mr. David Kedrowski
Assembly Chief Clerk
329-West, State Capitol
Madison, WI 53702

Dear Dave:

I have, as of this date, made the following appointment: Representative Wayne Wood to serve as Chairperson of the Local Affairs Committee, and serve Ex-Officio as a member of the Board of the Wisconsin Housing Finance Authority.

ED JACKAMONIS
Speaker

LEGISLATIVE REFERENCE BUREAU CORRECTIONS

Assembly Bill 107

1. Page 1, line 2: after "(2r)", insert "(a)".
2. Page 2, lines 13 and 14: after "(2r)", insert "(a)".